



Montana Environmental Trust Group, LLC
Trustee of the Montana Environmental Custodial Trust
PO Box 1230, East Helena, Montana 59635
Telephone: (406) 227-1242

March 7, 2013

Betsy Burns
RCRA Project Officer
EPA Region VIII
Montana Office
10 West 15th St., Suite 3200
Helena, MT 59626

RE: Consent Decree Civil Action No. CV 98-3-H-CCL East Helena Site Work Performed During June 2012

Dear Ms. Burns:

The Montana Environmental Trust Group, LLC, Trustee of the Montana Environmental Custodial Trust (the Custodial Trust), hereby submits the attached monthly progress report for the month of June 2012 to the US Environmental Protection Agency (EPA). The enclosed report was prepared pursuant to the requirements of Section 86 and other applicable provisions of the First Modification of the Consent Decree (No. CV 98-3-H-CCL) entered on US Federal District Court (Montana) in 2012.

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**Montana Environmental Custodial Trust Monthly Progress Report for East Helena (EH) Site
June 2012**

#	Topics & Subtasks	Date(s)	Major Activities ⁱ	Con ⁱⁱ
I. RCRA Corrective Action				
A. Investigations, Studies, Analyses and Data Collection				
1.	Phase II RFI	During Period	No significant Phase II RFI activities occurred during the reporting period.	NA
2.	FSAP	6/4-9/12	Hydrometrics continued follow-up from the May monthly GW sampling event while starting preparations for the June sampling event.	NA
		6/11-12/12	Hydrometrics conducted the June FSAP residential well sampling event.	HY
		6/12/12	The CT mailed residential well sampling results and letters to the EH landowners for the April 2012 FSAP well sampling event.	CT
		6/18-22/12	Hydrometrics conducted the June FSAP residential well sampling event.	HY
3.	Risk Assessment	During Period	No significant risk assessment activities occurred during this reporting period.	NA
4.	Upper Lake Aquifer Test	6/5/12	EH personnel inspected the condition and integrity of the UL diversion structure and smelter dam.	TS
		6/12/12	EH personnel inspected the condition and integrity of the UL diversion structure and smelter dam.	TS
		6/19/12	EH personnel inspected the condition and integrity of and removed debris from the UL diversion structure and smelter dam.	TS
		6/19/12	EH personnel performed maintenance on the pump used for pumping water from UL, including servicing, changing oil, and tightening fittings on the discharge hose.	TS
		6/26/12	EH personnel inspected the condition and integrity of and removed debris from the UL diversion structure and smelter dam.	TS
		During Period	EH personnel continued UL pump tests to evaluate turbidity and drawdown impacts.	HY TS
		During Period	The CT continued daily: collection of water level data in UL, LL, and Prickly Pear Creek (PPC) (upstream and downstream of the dam); and turbidity monitoring (upstream of the dam, downstream of the dam and at locations in East Helena (near the Main Street Bridge and downstream)).	TS CT
5.	GW Model	During Period	AMEC continued work on development and initial calibration of the numeric GW flow model, including: final interpolation of model layers; finalizing boundary conditions; and refinement of 2011 steady state head targets. UL seepage rates (from UL aquifer test) and PPC geometric information was provided to AMEC for incorporation into the water balance analysis and model boundary conditions.	AM HY
		6/18/12	Hydrometrics scanned and sent HVIC map to AMEC for use in the GW model.	AM HY
6.	Database Management	During Period	Field and laboratory data from April 2012 water sampling event (monitoring wells, private wells and surface water samples) was evaluated and integrated into the EH database.	HY
7.	Project Management	During Period	No significant project management activities happened during this reporting period.	NA
B.				
1.	SPHC IMs	During	Design and HEC-RAS modeling activities for the PPC temporary bypass continued during this period.	CH

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#	Topics & Subtasks	Date(s)	Major Activities ⁱ	Con ⁱⁱ
		Period		MM HY
		During Period	The technical team continued development of Joint Permit Application #1, which is slated for submittal on 8/9/12. Plans were finalized for a coordination and review meeting with FEMA (Region VIII) and their HEC-RAS contractor in Denver.	CH MM PT HY
		6/12/12	The CT received the 30% PPC Temporary Bypass document from CH2MHill.	CT CH
		During Period	CH2MHill continued coordination with the prefabricated bridge manufacturer for Smelter Bridge.	CH
		During Period	Design and HEC-RAS modeling activities for the PPC temporary bypass continued during this period.	CH MM HY
		During Period	The technical team continued development of Joint Permit Application #1, which is slated for submittal on 8/9/12. Plans were finalized for a coordination and review meeting with FEMA (Region VIII) and their HEC-RAS contractor in Denver.	CH MM PT HY
		6/12/12	The CT received the 30% PPC Temporary Bypass document from CH2MHill.	CT CH
		During Period	Permitting: Continued work on draft CLOMR application. Continued ESA compliance work for the CLOMR. Began work on MPDES permit modification. Prepared figures and documentation to support revision of industrial permit. Scheduled meeting with MDEQ for Tuesday 6/26/12 to discuss. Awaiting concurrence from MDEQ that no open cut mining permit is required.	CH MM PTS HYD
		During Period	PPC Temporary Bypass: Completed internal review of 30% detailed engineering documents. Continued preparation of 60% document package. Awaiting METG review comments on 30% PPC temp bypass document package. Continued coordination with prefabricated bridge vendor Geotechnical investigation of smelter dam bridge approaches is schedule for mid July, and will be overseen by Hydrometrics.	CH MM PTS HYD
		During Period	PPC Realignment: Continued with preparation of the SOW for detailed engineering for the PPC Realignment. Met for one full day with MMI and PTS to finalize scope requirements. Text currently being prepared for METG review.	CH MM

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				PTS HYD AGI CON
		During Period	Permitting: Permitting: Continued work on draft CLOMR application. Coordinating with FEMA representative to schedule status update meeting with the East Helena Floodplain Administrator, DNRC Staff, and FEMA (tentatively scheduled for July 24th).	CH MM PTS HYD
		06/26/12	Continued work on MPDES permit modification. Conducted meeting with MDEQ regarding the MPDES permit, and defined next steps and anticipated schedule. Began preparation of application for MPDES, 301, and NWP #7. Surveyed creek bed for possible outfall locations. Awaiting concurrence from MDEQ that no open cut mining permit is required. Submitted draft PO #010 change order request to METG for review and comment.	
		06/28/12		
		During Period	PPC Temporary Bypass: Conducted weekly team meeting. Continued preparation of 60% document package. Performed sensitivity analysis at bridge crossings. Awaiting vendor response. Updated HEC-RAS model for 60% temp bypass grading plan. Continued coordination with prefabricated bridge vendor for the smelter dam crossing. Requested cost data for prefabricated bridge structures. Worked on erosion control plan for stockpiles. Reviewed PPC bypass overflow weir concept. Prepared drilling task HASP.	CH MM PTS HYD
		06/28/12	PPC Realignment: Prepared final draft work scope and budget. Submitted to METG for review and comment. METG comments are due back on Tuesday 07/03/12.	CH MM PTS HYD AGI CON
2.	ET Cover System IMs	During Period	Hydrometrics continued hydraulic modeling for the ET Cover System.	HY CH
		During Period	CH2M HILL completed preparation of Draft Demolition Sequencing Plan and issued document for CT review and comment.	CH
		During Period	Hydrometrics completed hydraulic modeling for the ET Cover System. They are now preparing a draft summary for internal review.	HY CH

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#	Topics & Subtasks	Date(s)	Major Activities ⁱ	Con ⁱⁱ
		During Period	CH2M HILL completed preparation of Draft Demolition Sequencing Plan and issued document for CT review and comment.	CH
		During Period	Hydrometrics completed hydraulic modeling for the ET Cover System. They are now preparing a draft summary for internal review.	HY CH
		During Period	ET Cover System Modeling: Reviewed draft power point presentation summary of the results for internal team review.	CH HYD
		06/19/12	Phase 1 demolition: Prepared project instructions for team. Conducted engineering kickoff meeting for Demolition Phase 1 engineering and the City of East Helena water line engineering on Tuesday 6/19/12.	CH MMI HYD
		During Period	Began detailed engineering activities for Demo Phase 1 and the COEH water line relocation. Submitted cost comparisons to METG for pipeline routing alternatives. Prepared revised draft change order to PO #019. Received letter from NW Energy regarding power line relocation. Provided to METG.	
		During Period	Hydrometrics continued preparing a draft summary of the hydraulic modeling for the ET Cover System for internal review.	
		During Period	ET Cover System Modeling: Revised power point presentation summarizing modeling results.	
		During Period	Phase 1 demolition: Conducted weekly meeting with team to discuss progress and schedule. Continued preparation of 30% detailed engineering documents. Researched drawings of existing buildings. Continued detailed engineering of COEH water line. Requested easement decision from METG and obtained approval to expand the easement on west side of Highway 518 if insufficient space exists in current easement. Continued coordination of ERM survey with Hydrometrics and IRS. Reviewed document and returned to HYD for revisions. Prepared concept layout for COEH pipeline relocation. Submitted revised draft change order to PO #019 to METG for review and comment. Began preparation of revisions this CO. Received letter from NW Energy regarding power line relocation. Provided to METG.	CH MMI HYD
3.	Source Removal IMs	During Period	CH2M HILL completed preparation of CAMU liner options memorandum and submitted to the CT for EPA review.	CH

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#	Topics & Subtasks	Date(s)	Major Activities ⁱ	Con ⁱⁱ
		During Period	The EPA issued comments on the CAMU liner options memorandum.	CT CH
		During Period	The EPA issued comments on the CAMU liner options memorandum.	CT CH
		6/18/12	Onsite CAMU: Conducted project team kickoff meeting on 6/18/12. Conducted telephone meeting with EPA to review liner requirements for Option 4. Provided EPA with liner cross section figure for review.	CH MMI HYD
		During Period	Began preparation of 30% engineering design documents	
		During Period	CAMU: Continued 30% detailed engineering document preparation. Estimated CAMU capacity for maximum LOSA footprint (~12.5 acres). Compiled results into a technical memorandum for submittal to METG.	CH MMI HYD
4.	IM Work Plans	During Period	CH2MHill continued work revising the 2012 IM Work Plan. EPA and CT issued comments on the final draft document, which were worked into the revised final draft.	CH
		During Period	The CT and CH2MHill met with EPA to discuss Beneficiary comments on the IM Work Plan for 2012.	CT CH
		During Period	The CT issued comments on the Demolition Phase 1 Scope of Work (SOW) developed by CH2MHill.	CH HY
		During Period	CH2MHill continued work revising the 2012 IM Work Plan. EPA and CT issued comments on the final draft document, which were worked into the revised final draft.	CH
		During Period	The CT and CH2MHill met with EPA to discuss Beneficiary comments on the IM Work Plan for 2012.	CT CH
		6/15/12	The CT and CH2MHill issued the final draft of the IM Work Plan for 2012 for the 30-day public comment.	CT CH
		During Period	The CT issued comments on the Demolition Phase 1 Scope of Work (SOW) developed by CH2MHill.	CH HY
		6/20/12	The CT attended the EHECTIC meeting to discuss and present the IM Work Plan for 2012.	CT CH
		6/20/12	EPA and the CT held a public meeting and open house to present the final draft of the IM Work Plan for 2012.	CT CH HY
		6/20/12	IM WP 2012: Prepared for and conducted IMWP 2012 public meeting at City of East Helena Fire Hall. Meeting was held on Wednesday June 20, 2012 at 6:30 pm. Prepared for and conducted similar presentation for EHECTIC meeting at 10 am on June 20, 2012. IM WP 2013: no work was completed this time period.	CH MMI HYD
		During Period	The CT issued comments on the Demolition Phase 1 Scope of Work (SOW) developed by CH2MHill.	CH HY

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		During Period	IM WP 2012: Document out for public comment. IM WP 2013: Began preparation of document outline for submittal to METG and Beneficiaries.	CH MMI HYD
		During Period	The CT issued comments on the Demolition Phase 1 Scope of Work (SOW) developed by CH2MHill.	CH HY
5.	RCRA Team Support	During Period	Prepared project instructions and submitted to Hydrometrics. Scheduled meeting to discuss CSM production effort. West Selenium Hot Spot/LOSA area - Updated the groundwater chemistry results and trends for key wells. Parcels 17/18 (East Tertiary Bench area) - Reviewed the offsite soils data compilation prepared by Hydrometrics in February 2012, to evaluate the spatial coverage and applicability (overall data sufficiency) of available soils data.	CH MMI HYD
6.	General (Programmatic) IMs	During Period	The CT and SP4C reviewed options, concerns, data requirements and costs associated with various price and compensation options for a general construction contract with CH2M Hill.	SP
		06/29/12	Obtained METG approval of PO #018 contingent upon CH2M HILL concurrence to delete work item 4. Provided CH2M HILL concurrence. CH2M HILL and the CT continued negotiations related to contract terms and conditions for construction.	CH
7.	Project Management	06/28/12	Prepared monthly report through May 28, 2012. Reviewed monthly report with METG and defined changes to be included for next month. Review weekly progress with METG, defined schedule revisions to be prepared.	CH
8.	Permitting	During Period	No significant permitting activities occurred during the reporting period.	NA
C.	CMS			
II.				
A.	Site-Wide Health & Safety/Regulatory Compliance	6/6/12	EH personnel completed weekly inspections of health and safety systems, CAMU #1 and #2 liners, temporary liners, natural gas hoses and hazardous waste roll-offs.	TS
		6/5-7/12	EH personnel pumped CAMU #1 leachate.	TS
		During Period	The CT and Hydrometrics continued work on a Smelter Dam EAP and monitoring slag pile stability.	CT HY
		During Period	The CT and Hydrometrics continued work on finalizing an updated HASP for upcoming site activities.	CT HY
		6/11/12	EH personnel completed weekly inspections of health and safety systems, CAMU #1 and #2 liners, temporary liners, natural gas hoses and hazardous waste roll-offs.	TS
		6/11/12	The CT informed Western States Insurance inspectors of the 40-hour HAZWOPER requirements to enter exclusion zones on their upcoming inspection of the site.	
		6/15/12	The CT and Hydrometrics surveyed perimeter elevations on the SE side of CAMU #2 in preparation of the drainage ditch excavation by TS Consulting.	CT HY TS

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		During Period	The CT and Hydrometrics continued work on a Smelter Dam EAP and monitoring slag pile stability.	CT HY
		During Period	The CT and Hydrometrics continued work on finalizing an updated HASP for upcoming site activities.	CT HY
		6/19/12	EH personnel completed weekly inspections of health and safety systems, CAMU #1 and #2 liners, temporary liners, natural gas hoses and hazardous waste roll-offs.	TS
		During Period	The CT and Hydrometrics continued work on a Smelter Dam EAP and monitoring slag pile stability.	CT HY
		During Period	The CT and Hydrometrics continued work on finalizing an updated HASP for upcoming site activities.	CT HY
		6/25/12	Western States Insurance representative Jeff Clawson toured the plant site for insurance inspection.	CT
		6/26/12	EH personnel completed weekly inspections of health and safety systems, CAMU #1 and #2 liners, temporary liners, natural gas hoses and hazardous waste roll-offs.	TS
		During Period	The CT and Hydrometrics continued work on a Smelter Dam EAP and monitoring slag pile stability.	CT HY
		During Period	The CT and Hydrometrics continued work on finalizing an updated HASP for upcoming site activities.	CT HY
B.	Site Security	During Period	No site security issues or significant activities occurred during this reporting period.	NA
C.	Plant Operations	6/1/12	Helena Septic pumped the septic tank outside the CT office building on site.	NA
		6/7/12	EH personnel continued servicing plant mobile equipment, including removing the driveline on the IT-18 loader and shipping to Great Falls for repair.	TS
		6/13-14/12	EH personnel cleaned the HDS water treatment plant, car wash building and the Bathhouse in preparation of the insurance inspection by Western States Insurance.	TS
		6/19/12	EH personnel replaced heater filters in the Bathhouse.	TS
		6/20/12	EH personnel installed the repaired driveline into the IT-18 loader on site.	TS
		6/21/12	The CT and City of EH Public Works Director Bill Casey inspected water leaking into a well at the former Company housing. The director acknowledged the water leak is most likely City Water but is not concerned about repairing the leak since relocating the water main will abandon the leaking section.	CT
		6/26/12	EH personnel added bleach to the HDS vessels to prevent bacteria buildup.	TS
		6/27/12	EH personnel removed and charged the batteries on the D-25 water truck.	TS
		6/28/12	EH personnel replaced lights throughout the plant site and packaged them for disposal.	TS
		6/28/12	EH personnel dumped HDS filter press and hauled sludge to the direct smelt building.	TS
D.	Stormwater Management	6/4/12	The CT submitted the monthly DMRs for the HDS water treatment plant to MDEQ in compliance with MPDES permit requirements.	NA
		6/4-7/12	EH personnel operated the HDS water treatment plant.	TS
		6/11/12	Per annual MPDES requirement, CT personnel checked the calibration of the HDS plant effluent flow meter.	TS
		6/11-	EH personnel operated the HDS water treatment plant.	TS

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		13/12		
E.	Documents & Records	6/4/12	CT personnel continued revising the estimated Scope of Work (SOW) and budget requirements for long-term storage of site documents.	CT
		6/29/12	The CT began pre-cataloging boxes of documents in the Bath House in preparation for removing and storing them long-term.	CT
F.	Water Rights	During Period	The CT and Burnham continued discussions about long-term options for Burnham's irrigation water needs following abandonment of Wilson Ditch.	HY
		6/18/12	Hydrometrics checked on the pump supplying Burnham with water and notified Rain-4-Rent about maintenance required to continue pumping.	HY
		6/28/12	EH personnel completed routine check on Burnham's irrigation pump.	TS
G.	Other Property Management	During Period	No significant other property management activities occurred during this reporting period.	TS
H.	Other Site Operations	6/1/12	After noticing an unusual water level and leaking water from an old well south of former company housing, the CT and Hydrometrics suspected a city water leak and contacted the City of EH to have them investigate this concern next week.	CT HY
		6/11/12	The CT and Hydrometrics began collecting slag crack meter data. The monitor was placed on an overhanging crack on the NE corner of the slag pile near Prickly Pear Creek.	CT HY
IV.				
A.	Agricultural Leases	6/5/12	Gary Burnham placed cattle in East Fields and near the Manager's House to start grazing to reduce fire hazard in the area.	NA
		During period	CT personnel continued updating the CT's Well Access Agreement with Gary Burnham and Prickly Pear Simmental Ranch to include grazing of East Fields.	CT
		6/5/12	Gary Burnham placed cattle in East Fields and near the Manager's House to start grazing to reduce fire hazard in the area.	NA
		6/11-12/12	Gary Burnham began moving cattle from East Fields to their summer grazing area in the mountains. 70-head were moved out on 6/11, and another 70-head were moved into the vacated area on 6/12.	CT
		During period	CT personnel continued updating the CT's Well Access Agreement with Gary Burnham and Prickly Pear Simmental Ranch to include grazing of East Fields.	CT
		6/18/12	The CT received comments from an EH resident questioning the ability of the Trust to have cattle inside the city limits of EH. The CT advised her to attend the public meeting and voice her concerns there.	CT
		6/21/12	The CT inspected the grazing conditions in East Fields near the soil repository and recommended that Burnham move his cattle to their summer location soon as to avoid overgrazing. Also, the CT inspected the weeds and fuel load of grasses in the Vollmer property and recommended mowing the grass around the perimeter of the property.	CT
		During period	CT personnel continued updating the CT's Well Access Agreement with Gary Burnham and Prickly Pear Simmental Ranch to include grazing of East Fields.	CT
		6/30/12	Buchanan Spray Service sprayed noxious weeds on plant site and the surrounding area that are not currently under agricultural lease.	CT
		During period	CT personnel continued updating the CT's Well Access Agreement with Gary Burnham and Prickly Pear Simmental Ranch to include grazing of East Fields.	CT
B.	Community Land Uses	6/14/12	The CT emailed the property use agreement to Big Sky Fireworks for access during the annual 4 th of July fireworks display.	CT
		6/14/12	The relocation of the EH depot was postponed due to concerns about bracing the structure during transport.	CT

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		6/21/12	The CT executed the property use agreement with Big Sky Fireworks for access during the annual 4 th of July fireworks display.	CT
		6/22/12	The CT received a request from Historical Preservation Officer Pam Attardo to salvage some of the fence surrounding the proposed modular office building site to use around the relocated EH train depot.	CT
C.	Redevelopment & Property Sale	During Period	CT personnel began preparations for the June 20 annual public meeting, including creating notification and ad to run in Helena IR, compiling reminder notifications and delivering them to the EH City offices.	CT
D.	Slag Re-Processing	6/29/12	Green Earth Metals representative Mark Safronoff toured the slag pile and Ore Storage building for potential slag purchase.	CT
E.	City/County Land Transfers	During Period	No significant City/County land transfer activities occurred during this reporting period.	NA
V.				
A.	Personnel & Office Operations	6/5/12	CT personnel participated in the weekly EH staff meeting.	CT
		During Period	Hydrometrics continued finalizing bids for site prep activities, including leveling, compacting, installing underground utility lines and removing existing fencing for the modular office structure.	CT HY
		6/11/12	CT personnel met with Northwestern Energy and Eagle Electric to discuss power requirements and options for the modular office building near Manlove Ave.	CT
		6/12/12	CT personnel participated in the weekly EH staff meeting.	CT
		6/12/12	The CT approved the engineered drawings for the modular office structure from US Modular. Two minor additions were made prior to approval, including adding floor outlets in the conference room and inclusion of a small office partition.	CT
		During Period	CT personnel continued preparations for the upcoming Public Meeting and Open House, including placement of notification in the Helena IR, gathering of presentation equipment and printing of presentation material.	CT
		During Period	Hydrometrics continued finalizing bids for site prep activities, including leveling, compacting, installing underground utility lines and removing existing fencing for the modular office structure.	CT HY
		6/19/12	CT personnel participated in the weekly EH staff meeting.	CT
		6/19/12	The CT transferred electric power out of Zanetti's name and into the Trust's name for removal and reconnection of power to the proposed modular office building location on Manlove Ave.	CT
		6/18-20/12	CT personnel finalized preparations for the upcoming IM Work Plan Public Meeting and Open House, including gathering materials, making printouts and coordinating efforts with vendor displays for the meeting.	CT
		6/20/12	CT personnel received a quote from Eagle Electric to install the meter base for the modular office building near Manlove Ave.	CT
		6/22/12	The CT received stamped engineered drawings for the modular office structure from US Modular. The final additions of interior and exterior colors were submitted.	CT
		6/20-21/12	EH personnel demolished existing sheds on the proposed modular office building site and placed in roll-off dumpsters in preparation of site prep activities by Double-Stud Construction.	TS
		6/22/12	Hydrometrics received notice that Double-Stud Construction will begin site prep activities, including leveling, compacting, installing underground utility lines and removing existing fencing for the modular office structure early next week.	CT HY
		6/26-27/12	EH personnel demolished sheds on the Zanetti lot and placed in roll-off dumpsters. Also, they removed the chain link fence surrounding the area and placed roughly 120 feet of fence near the Manlove Cabin to surround the EH depot. All remaining fencing was placed in roll-off dumpster.	TS
		6/28/12	The CT obtained water and sewer permits from the City of EH for the installation and connection of utilities at the modular office	CT

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			building site near Manlove Ave.	
		6/28/12	The CT submitted a signed construction agreement and payment to Northwestern Energy for the installation of electricity to the modular office building site near Manlove Ave.	CT
B.	Financial Affairs	6/5/12	The CT received notice from Western States insurance of their intent to complete an inspection of the site for review of insurance liability.	CT
		During Period	SP4C continued development of CT project controls systems during the reporting period.	SP
		During Period	The CT continued to evaluate and review PO's for CH2MHill. Specific questions on the draft PO #019 were provided to CH2MHill.	CT CH
VI.	Upcoming Activities			
		7/15/12	Scheduled date for close of thirty-day public review and comment period for 2012 IMWP.	CH
		8/09/12	Targeted date for submittal of Joint Permit Application #1.	CH
		8/15/12	Targeted date for delivery of CT modular office structure.	UM
V.	Outstanding Items and Issues			
		NA	Beneficiary feedback on the Phase II RFI draft report.	NA
		NA	CT follow-up on crop agricultural leases.	NA
		NA	CT revisions to and preparation of final 2012 IM WP.	NA
		NA	CT and Chemet follow-up on P&S agreement.	NA
		NA	EPA response to CT proposal regarding outdoor amphitheater.	NA
		NA	Beneficiary response to CT recommendation on project specific insurance proposal.	NA
		NA	EPA feedback on CH2M Hill contract options for IM construction activities.	NA
		NA	Follow-up with Burnham on long-term solution for addressing Burnham Ranch water rights and re-located POD.	NA
		NA	EPA, CT, USFWS, Gradient and CH2M Hill follow-up on perimeter soil sampling (birds and CSMs).	NA
		NA	Beneficiary feedback on CT recommendations for documents/records cost allocations.	NA
		NA	EPA feedback on next steps for revising the CMS work plan.	NA
		NA	EPA feedback on Smelter Dam EAP.	NA
		NA	EPA comments and feedback on CT Site-wide HASP.	NA
		NA	EPA approval of CT request for budget increase to Level 2 Cost Center II.P (Communications & Community Relations)	NA
		NA	Beneficiary approval of CT request for increase in Administrative Account budget to fund EH water rights activities.	NA
		NA	Beneficiary approval of CT request for Administrative Account budget increase to fund conveyance of parcels to City and County and follow-up with EHSD request to sample Dartman fields.	NA
		NA	CT follow-up with Burnett on well access agreement.	NA
		NA	EPA and CT feedback on revised draft 2012 IMWP.	NA

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		NA	US approval of CT request for Administrative Account budget increase to fund City-County transfers.	NA
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¹ See [Attachment I](#) for a list of acronyms used in the weekly progress reports.

¹ “Con” refers to consultants, contractors and third-party professionals involved in the specific tasks and activities. A list of all such consultants, contractors and third-party professionals, along with the corresponding abbreviations used in the weekly progress reports, is provided in [Attachment II](#).

Section 3. Describe and estimate the percentage of studies completed.

No projects or studies were completed in July 2012. A complete listing of projects completed in 2012 will be reported in the January 2013 Progress Report.

Section 4. Describe Actions being taken to address problems.

There were no actions required to address problems associated with the Decree.

Section 5. Identify changes in key personnel during the period.

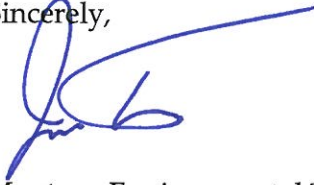
None during the reporting period.

Section 6. Describe the status of financial assurance mechanisms, including whether any changes have occurred, or are expected to occur which might affect them, and the status of efforts to bring such mechanisms back into compliance with the requirements of this Decree.

The Custodial Trust received funds for Environmental Actions earmarked for site clean-up in connection with the ASARCO bankruptcy settlement. The Custodial Trust deposited the funds in a segregated East Helena Clean-up account and is investing and managing the funds in accordance with the provisions of the Settlement Agreement. Issues related to the CAMU trust are stilling being resolved between the beneficiaries and ASARCO.

Please do not hesitate to contact me with any questions pertaining to this transmittal.

Sincerely,

A handwritten signature in blue ink, appearing to be 'Jim Ford', with a long horizontal stroke extending to the right.

Montana Environmental Trust Group, LLC

Not individually but solely in its representative capacity as

Trustee of the Montana Environmental Custodial Trust

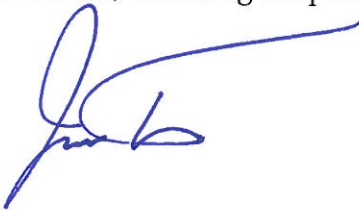
By: Greenfield Environmental Trust Group, Inc., Member

By: Jim Ford, Duly Authorized Owner Representative

cc: Denise Kirkpatrick - MDEQ
Randy Breeden - EPA 8
Chuck Figur - EPA 8

CERTIFICATION
PURSUANT TO U.S. v ASARCO INCORPORATED
(CV-98-3-H-CCL, USDC, D. Montana)

"I certify under penalty of law that this document and all attachments, were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel gather and evaluate the information submitted. Based on my inquiry of the person or persons who manage the system, or those persons directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine or imprisonment for knowing violations."



Montana Environmental Trust Group, LLC

Not individually but solely in its representative capacity as

Trustee of the Montana Environmental Custodial Trust

By: Greenfield Environmental Trust Group, Inc., Member

By: Jim Ford, Duly Authorized Owner Representative

ⁱ See Attachment I for a list of acronyms used in the weekly progress reports.

ⁱⁱ "Con" refers to consultants, contractors and third-party professionals involved in the specific tasks and activities. A list of all such consultants, contractors and third-party professionals, along with the corresponding abbreviations used in the weekly progress reports, is provided in Attachment II.